

PTO/SB/30 (10/2001)

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Commissioner for Patents
Box RCE
Washington, DC 20231

Application Number	09/488,298
Filing Date	January 20, 2000
First Named Inventor	Lutz, O.
Art Unit	1617
Examiner Name	Kim, J.
Attorney Docket Number	3874-128 US

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PETITIONS OFFICE

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8,

1. Submission required under 37 CFR §1.114

a. ☒ Previously submitted

i. ☒ Consider the amendment(s)/reply under 37 CFR §1.116 previously filed on December 5, 2001
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. ☐ Other _____

b. ☐ Enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for a period of _____ months (Period of suspension shall not exceed 3 months; Fee under 37 CFR §1.17(l) required)

b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-2165

i. ☒ RCE fee required under 37 CFR §1.17(e)

ii. ☒ Extension of time fee (37 CFR §§1.136 and 1.17) - Included in check with Petition fee

iii. ☐ Other _____

b. ☒ Check in the amount of \$ 740 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)

Diane Dunn McKay

Registration No. (Attorney / Agent)

34,586

Signature



Date

March 28, 2002

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark

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Diane Dunn McKay

Signature



Date

March 28, 2002

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57 308 6916

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Attn: ~~Charlene Grant~~on June 19, 2002.

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Diane Dunn McKay

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Communication

Revised page 1 of Petition for Revival of an Application for Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) Small Entity

Revised Request for Continuation Examination (RCE) Transmittal

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3874-128 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Lutz, O. et al.

Serial No. 09/488,298

Filed: January 20, 2000

For: NOVEL PODOPHYLLO-
TOXIN COMPOSITIONS

Group Art Unit: 1617

Examiner: Kim, J.

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Commissioner for Patents
Washington, D.C. 20231

SIR:

COMMUNICATION

Pursuant to a teleconference with Charlenma Grant, Applicant's attorney hereby submits the following as a supplement to the Petition filed on March 28, 2002: revised page 1 of the Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b) (Small Entity), and revised Request for Continued Examination (RCE) Transmittal, both of which were revised to indicate that the Applicant would like the Examiner to consider the Amendment under 37 CFR §1.116 which was previously filed on December 5, 2001.

If any additional information is required, please contact the undersigned. It is believed no fee is required. However, the Commissioner is authorized to charge any deficiency or credit any overpayment to Deposit Account No. 13-2165.

Respectfully submitted,


Diane Dunn McKay
Reg. No. 34,586

Attorney for Applicants

DATE: June 19, 2002

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